

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, APRIL 20, 1992
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:02 p.m. Chairperson Filner adjourned the meeting at 7:28 p.m. into Closed Session on Tuesday, April 21, 1992 in the 12th floor conference room at 9:00 a.m. to discuss pending litigation.

ATTENDANCE DURING THE MEETING:

(M) Mayor O'Connor-present
(1) Council Member Wolfsheimer-present
(2) Council Member Roberts-present
(3) Council Member Hartley-present
(4) Council Member Stevens-present
(5) Council Member Behr-present
(6) Council Member Stallings-present
(7) Council Member McCarty-present
(8) Council Member Filner-present
Clerk-Abdelnour (11)

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

(M) Mayor O'Connor-present
(1) Council Member Wolfsheimer-present
(2) Council Member Roberts-not present
(3) Council Member Hartley-present
(4) Council Member Stevens-present
(5) Council Member Behr-not present
(6) Council Member Stallings-present
(7) Council Member McCarty-present

(8) Council Member Filner-present

ITEM-10: INVOCATION

Invocation was given by Pastor George Barber of
Kensington United Church of Christ.

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Wolfsheimer.

PUBLIC COMMENT:

ITEM-PC-1:

Comment by Don Stillwell regarding truth.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A030-249.)

ITEM-PC-2: REFERRED TO CITY MANAGER

Comment by David Gomez requesting the Council have a full
hearing on May 11, 1992 in Southbay regarding the moratorium
on the airport.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A030-249.)

ITEM-PC-3:

Comment by Robert Hoffman regarding traffic management.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A030-249.)

ITEM-PC-4:

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for the Regular Meeting of Monday, April 20, 1992**

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Comment by Scott A Levy on lifting moratorium on Otay Mesa airport.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A030-249.)

ITEM-PC-5:

Comment by Lincoln Pickard regarding his support of Council Member Filner's suggestion to have a community meeting in Southbay.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A030-249.)

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

03/16/92
03/17/92
03/17/92, held 03/18/92
03/19/92 Special
03/23/92
03/24/92
03/30/92
03/31/92
03/31/92, held 04/01/92
04/02/92 Special

FILE LOCATION MINUTES

COUNCIL ACTION: (Tape location: A249-252.)

MOTION BY McCARTY TO APPROVE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-31: (R-92-1272) ADOPTED AS RESOLUTION R-279743

Declaring May 11, 1992 as "Salk Institute Day" in San

Diego;

Commending the Salk Institute's long-term commitment to the fundamental research necessary to the knowledge needed to created new ways to treat, and ultimately prevent heart disease, AIDS, and other diseases.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A252-347.)

MOTION BY McCARTY TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-32: (R-92-1621) ADOPTED AS RESOLUTION R-279744

Commending The Donnelley Directory and Thrifty Drug Stores as outstanding corporate citizens for offering a successful, proactive yellow pages recycling project and commending the citizens of San Diego for their enthusiastic participation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A390-514.)

MOTION BY McCARTY TO ADOPT. Second by Mayor O'Connor. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-33: GRANT THE HEARING

Matter of the request of Howard Hough for Win and Great Times, Ltd., Owners, and M.C. Miramar Inc., Lessee, for a hearing of an appeal from the decision of the Board of Zoning Appeals in denying Sign Variance C-20882 for the erection of a 10'-0" high, 50 square foot ground sign on a lot issued a permit for a 50'-0" high, 300 square foot freeway oriented ground sign, subject to conditions, where an additional ground sign is not permitted.

The subject property is located at 9335 Kearny Mesa Road and is further described as Lot 2, Goodhall

Subdivision, Map-6412 in the CA Zone.
(Case C-20882. District-5.)

A motion granting or denying the request for a hearing
of the appeal.

FILE LOCATION: ZONE-Zoning Appeals-Case C-20882

COUNCIL ACTION: (Tape location: D110-138.)

MOTION BY BEHR TO GRANT THE HEARING AS THE MATTER HAS
CITYWIDE SIGNIFICANCE. Second by Hartley. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea,
Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-not present.

ITEM-50: (O-92-124) INTRODUCED, TO BE ADOPTED MAY 4, 1992

Amending Chapter X, Article 1, Division 5, of the San
Diego Municipal Code by amending Section 101.0510 and
by adding Section 101.0582, relating to Temporary
Workers Camps.

(Introduced as amended on 3/30/92. Council voted 7-2.
Districts 2 and 7 voted nay.)

NOTE: Item 50 is to be introduced today due to
substantive amendments.

FILE LOCATION:

COUNCIL ACTION: (Tape location: F095-G138.)

MOTION BY WOLFSHEIMER TO INTRODUCE. Second by Hartley.
Passed by the following vote: Wolfsheimer-yea, Roberts-not
present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-nay, Filner-yea, Mayor O'Connor-not present.

Motion by McCarty to direct the Planning Director to come
back to Council with a policy that would expedite the
construction of housing in San Diego County by all farmers
to house their migrant workers. Passed by the following
vote: Yeas-1,3,4,5,6,7,8. Nays-None. Not present-2,M.

* ITEM-51: (O-92-96) ADOPTED AS ORDINANCE O-17757 (New

Series)

Amending Chapter II, Article 6, Division 7, of the San Diego Municipal Code by amending Sections 26.0701, 26.0703, 26.0705 and 26.0706; and by repealing Section 26.0704, relating to Commission for Arts and Culture.

(Introduced on 3/30/92. Council voted 9-0.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F028-035.)

CONSENT MOTION BY HARTLEY TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-52: (O-92-115) ADOPTED AS ORDINANCE O-17758 (New Series)

Amending Ordinance No. 8760 (New Series) and constituting the fourth amendment to Ordinance No. 8760 (New Series), relating to the granting of a non-exclusive pipeline franchise to San Diego Pipeline Company for a period of 40 years, to install, construct, maintain and operate a pipeline for the transportation of refined petroleum products and other hydrocarbon substances in certain City streets.

(Introduced on 3/30/92. Council voted 9-0. Carmel Valley, Sorrento Valley, Miramar, Kearny Mesa, Serra Mesa, Mission Valley, Normal Heights, North Park and Logan Heights Community Areas. Districts-1,3,5,6,8.)

FILE LOCATION: FRAN-San Diego Pipeline Company

COUNCIL ACTION: (Tape location: F028-035.)

CONSENT MOTION BY HARTLEY TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-53: (O-92-85) CONTINUED TO MAY 26, 1992

Establishing a two-hour time limit parking meter zone on both sides of Front Street between University Avenue and Robinson Avenue.

(Introduced on 4/6/92. Council voted 8-0. District 8 not present. Uptown Community Area. District-3.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: D200-275.)

MOTION BY HARTLEY TO CONTINUE TO MAY 26, 1992 BASED ON A REQUEST FROM THE PLANNING GROUPS FOR ADDITIONAL TIME TO PRESENT THIS MATTER TO THE UPTOWN PLANNING COMMITTEE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-54: (O-92-126) ADOPTED AS ORDINANCE O-17759 (New Series)

Establishing a two-hour time limit parking meter zone in the Gaslamp Quarter.

(Introduced on 4/6/92. Council voted 8-0. District 8 not present. Centre City Community Area. District-2.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F028-035.)

CONSENT MOTION BY HARTLEY TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-55: (O-92-117) REFERRED TO PF&R

Introduction of an Ordinance amending Chapter VIII, Article 4, of the San Diego Municipal Code by amending Section 84.09, relating to Bicycle Riding Restrictions,

to restrict unconventional sized bicycles from Ocean Front Walk and Bayside Walk unless for use by the disabled.

(See City Manager Report CMR-92-108. Mission Beach and Pacific Beach Community Areas. District-2.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: G249-257.)

MOTION BY McCARTY TO REFER THIS MATTER BACK TO PF&R IN ORDER FOR STAFF TO HAVE BUSINESS OWNERS IN THIS AREA NOTIFIED OF PUBLIC MEETINGS AND THE POTENTIAL IMPACT ON THEIR BUSINESS DUE TO THIS ORDINANCE, IN PARTICULAR MR. MIKE MCINERNEY, OWNER OF A BICYCLE SHOP. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-100: (R-92-1393) ADOPTED AS RESOLUTION R-279745

Assigning to Banc One Leasing Corp. from American Trencher, Inc. the rights of payment for the contract for lease with option to buy a self-propelled sludge mixer/blender/aerator as authorized by Resolution R-279316, adopted on 1/21/92.

FILE LOCATION: CONT-Purchase-Banc One Leasing Corp.
CONFY92-1

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-101: (R-92-1552) ADOPTED AS RESOLUTION R-279746

Inviting bids for the Construction of Traffic Signal and Street Lighting Systems at 33rd Street and Orange Avenue, 61st Street and Imperial Avenue, Euclid Avenue and Monroe Avenue and at Fairmount Avenue and Twain Avenue on Work Order No. 119789;

Authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of \$400,000 from CIP-68-010.0, Annual Allocation - Construction Top 10-15 Prioritized Traffic Signals Fund 30300, for providing funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, in CIP-68-010-0.

(BID-K3109/92)

(Mid-City, South Encanto and Mission Valley Community Areas. Districts-3,4,7.)

CITY MANAGER SUPPORTING INFORMATION: The subject Capital Improvement Program Project to install a traffic signal system to provide for the safe passage of emergency equipment, pedestrians and vehicles through the intersection. Traffic signal features include emergency vehicle preemption equipment.

Aud. Cert. 9200543.

FILE LOCATION: W.O. 119789 CONT - LEKOS Electric, Inc.
CONTFY92-1

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-102: (R-92-1551) ADOPTED AS RESOLUTION R-279747

Inviting bids for the Construction of Channelization Improvements at Various Locations for Fiscal Year 1992 on Work Order No. 119454; authorizing the execution of a contract with the lowest responsible bidder;

Authorizing the expenditure of funds not to exceed \$257,000 from CIP-63-003, Annual Allocation - Channelization Requests, for providing funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

(BID-K3108/92)

(Districts 1, 3, 5, 6, 7, and 8.)

CITY MANAGER SUPPORTING INFORMATION: This project will construct turn pockets in existing median islands and close medians to improve the flow of traffic or make safety improvements at the following locations:

- Mira Mesa Blvd. at Montogo Street - Close median (allow eastbound left turns).
- Convoy Street at Vickers Street - Close median (allow northbound and southbound left turns).
- Lake Murray Blvd. at Lynnhaven Lane - Close median (allow northbound and southbound left turns).
- Bernardo Center Drive at West Bernardo Drive - Extend northbound left turn lane 150 feet.
- Montezuma Road at College Avenue - Extend westbound left turn Lane 100 feet.
- El Cajon Blvd. at 30th Street - Remove portion of raised median in crosswalk.
- Otay Mesa Road at Ailsa Court - Reconstruct median noses.
- Otay Mesa Road at Gailes Blvd. - Reconstruct median noses.

Aud. Cert. 9200725.

FILE LOCATION: W.O. 119454 CONT - ABC Construction Co. Inc.
CONT FY92-1

COUNCIL ACTION: (Tape location: G263-372.)

MOTION BY McCARTY TO ADOPT AND REQUEST THE CITY MANAGER TO ADVISE COUNCIL AS TO THE PROCESS USED FOR PRIORITIZING THE DIFFERENT PROJECTS BEING CONDUCTED THROUGHOUT THE CITY, AND REPORT BACK TO COUNCIL.

PROCESS SHOULD INCLUDE FAIRNESS AND CONSIDERATION FOR EACH DISTRICT WITH AN EQUAL DISTRIBUTION FOR EACH DISTRICT OF CONSTRUCTION, IMPROVEMENTS, PILOT PROGRAMS, ETC. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-103: (R-92-1542) ADOPTED AS RESOLUTION R-279748

Granting an extension of time to February 25, 1994 to Tierrasanta L-L Partnership, subdivider, to complete the improvements required in Tierrasanta Norte II Unit No. 2.

(Tierrasanta Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: On August 8, 1988, the City entered into an agreement with Tierrasanta L-L Partnership, a California General Partnership, for the construction of public improvements for Tierrasanta Norte II Unit No. 2. The agreement expired on August 8, 1990. The subdivider has requested an extension of time to February 24, 1994 in which to complete the required improvements. The improvements are approximately 96 percent complete.

It is recommended that the time extension be granted since the improvements to be delayed are not necessary to serve adjacent developments or the general public. The time extension is in accordance with Council Policy 600-21.

FILE LOCATION: SUBD-Tierrasanta Norte II Unit No. 2

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-104: (R-92-1490) ADOPTED AS RESOLUTION R-279749

Approving the acceptance by the City Manager of a grant deed of Pardee Construction Company, granting to the City an easement for public street purposes, in a portion of Lot 183, Mesa Classic Unit No. 2, Map-12212; dedicating and naming the same Flanders Drive.

(Mira Mesa Community Area. District-5.)

FILE LOCATION: DEED F-5801 DEED FY92-1

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-105: (R-92-1536) ADOPTED AS RESOLUTION R-279750

Approving the acceptance by the City Manager of a grant deed of De La Fuente Business Park, Inc., granting to the City an easement for public street purposes, in a portion of the Southeast Quarter of Section 35, Township 18 South, Range 1 West, San Bernardino Meridian; dedicating said land as and for a public street, and naming the same Harvest Road.

(Otay Mesa Community Area. District-8.)

FILE LOCATION: DEED F-5802 DEED FY92-1

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-106: (R-92-1491) ADOPTED AS RESOLUTION R-279751

Approving the acceptance by the City Manager of that deed of Sunland Communities/Palazzo Bernardo, Inc. conveying to the City a water easement in a portion of Lot 4 of Bernardo Heights, Unit No. 4 Resubdivision, Map-9955; authorizing the execution of a quitclaim deed, quitclaiming to Sunland Communities/Palazzo Bernardo, Inc. all of the City's right, title and interest in a water easement in a portion of Lot 4 of Bernardo Heights, Unit No. 4 Resubdivision, Map-9955.

(Rancho Bernardo Community Area. District-5.)

FILE LOCATION: DEED F-5803 DEED FY92-2

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-107:

Six actions relative to authorizing Suggestion Awards
to the following City employees:

Subitem-A: (R-92-1482) ADOPTED AS RESOLUTION R-279752

Eugene A. Amy - Water Utilities Systems - \$795.13
John L. Thompson - Fire - \$528.56

Subitem-B: (R-92-1483) ADOPTED AS RESOLUTION R-279753

Barbara J. Hubbard - Planning/Development &
Environmental - \$500.
Micah C. Millet - General Services/Streets - \$320.

Subitem-C: (R-92-1484) ADOPTED AS RESOLUTION R-279754

Jack A. Swerlein - Water Utilities/Production - \$160.
Jack A. Swerlein - Water Utilities/Production - \$160.

Subitem-D: (R-92-1485) ADOPTED AS RESOLUTION R-279755

Kirk A. Laughead - Auditor's - \$97.20
Michael J. Elerding - Fire - \$80.

Subitem-E: (R-92-1486) ADOPTED AS RESOLUTION R-279756

Pamela R. Holmberg and Lori Nelson - Auditor's Payroll
\$160.00 (shared equally)
Tony Padilla - Water Utilities - \$80.

Subitem-F: (R-92-1487) ADOPTED AS RESOLUTION R-279757

Charyle D. Minet - Waste Management/Litter Control -
\$50.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-108: (R-92-1549) ADOPTED AS RESOLUTION R-279758

Declaring the week of July 4 through 12, 1992 to be
"1992 California Police Summer Games Week in San
Diego".

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-109: (R-92-1517) ADOPTED AS RESOLUTION R-279759

Commending retired Army officer Jay Pry and John Coffin
for their leadership as co-directors of the Fifth
Annual Southern California Invitation High School
Reserve Officers Training Corps (ROTC) Drill
Competition; commending the San Diego Navy Recruiting
District and the Marine Corps Western Command and local
veterans organization for their extensive support of
the Southern California Drill meet.

(District-2.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-110: (R-92-1526) ADOPTED AS RESOLUTION R-279760

Proclaiming Saturday, May 30, 1992 as "Hispanic
Community Blood Drive Day" in San Diego; and commending
San Diego's Hispanic community and El Mexicano
newspaper for their efforts on behalf of the San Diego
Blood Bank.

(District-2.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-111: (R-92-1586) ADOPTED AS RESOLUTION R-279761

Recognizing Larry Lamb for his outstanding service to
the homeless and disadvantaged in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A523-588.)

MOTION BY McCARTY TO ADOPT. Second by Stallings. Passed by
the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-112: (R-92-1587) ADOPTED AS RESOLUTION R-279762

Declaring April 11, 1992, as "Lions Club of San Diego
Day" in San Diego; commending the San Diego Lions Club
for 70 years of service to the community and for
personifying their motto "We Serve."

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-113: (R-92-1510) ADOPTED AS RESOLUTION R-279763

Excusing Councilmember Ron Roberts from attending the
regularly scheduled Council meeting of March 24, 1992,
to attend to personal business.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-114: (R-92-1588) ADOPTED AS RESOLUTION R-279764

Approving the City Manager's First Semi-Annual Report
for Fiscal Year 1991 on the status of the City's Human
Relations Commission.

CITY MANAGER SUPPORTING INFORMATION: San Diego Municipal Code
Chapter II, Division 9, Section 26.0906, Subdivision (e) requires
the Human Relations Commission to report to Council on its
activities "not less than once every six months." The Commission
held its first meeting in October 1991, and as of April 1992 it
will have completed its first six months of operation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G419-588.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by McCarty. Passed
by the following vote: Wolfsheimer-yea, Roberts-not
present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-nay, Filner-yea, Mayor O'Connor-not present.

* ITEM-115:

Two actions relative to the North City West (Carmel
Valley) School Facilities Master Plan:

(See City Manager Report CMR-92-120. Carmel Valley
Community Area. District-1.)

Subitem-A: (R-92-1475) ADOPTED AS RESOLUTION R-279765

Accepting the annual review of the North City West
(Carmel Valley) School Facilities Master Plan.

Subitem-B: (R-92-1476) ADOPTED AS RESOLUTION R-279766

Approving the revised North City West (Carmel Valley)
School Direct-Deposit Fee Schedule.

FILE LOCATION: LAND-North City West (Carmel Valley) School
Facilities Master Plan

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-116: (R-92-1426) ADOPTED AS RESOLUTION R-279767

Endorsing the Otay Lake/Wueste Road site within Otay
Ranch as a new University of California campus, subject
to appropriate environmental and land use review.

CITY MANAGER SUPPORTING INFORMATION: The University of
California Board of Regents is planning to locate a new campus in
Southern California as one of three new campuses over the next 20
years. The City of Chula Vista and the County of San Diego have
adopted resolutions endorsing the Otay Lake/Wueste Road site
within Otay Ranch as a new campus, subject to appropriate
environmental and land use review. The addition of a new
university to the region's post-secondary education system would
greatly increase the educational and economic opportunities to an
ethnically and culturally diverse area of San Diego. Endorsement
by the City Council of a resolution would be appropriate also in
light of the City Manager's recommended actions (City Manager
Report CMR-92-21 of 1/10/92) for the implementation of the
Economic Development Task Force Report (Item "T. Promote
Development of the San Diego Border Region").

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A347-390.)

MOTION BY FILNER TO ADOPT. Second by Roberts. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea,
Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

* ITEM-117: (R-92-1593) ADOPTED AS RESOLUTION R-279768

Terminating the State of Emergency in connection with
the repair of the Point Loma Ocean Outfall pipe,
pursuant to Government Code Section 8630.

CITY MANAGER SUPPORTING INFORMATION: On February 5, 1992 the City Council declared a state of emergency as a result of a break in the Point Loma Ocean Outfall impacting public health and safety. The Government Code requires the local governing body to review that state of emergency every fourteen days until the local emergency is declared terminated. The Outfall was successfully repaired at 3:58 a.m. on April 4, 1992 and normal flow resumed at 5:15 a.m. the same day. This action requests the termination of the declared state of emergency.

FILE LOCATION: WATER-State of Emergency Point Loma Ocean
Outfall Pipe

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-118: (R-92-1330) ADOPTED AS RESOLUTION R-279769

Authorizing the City Manager to submit an Award
Pre-application to the Ford Foundation, Harvard
University Taubman Center for State and Local
Government for the San Diego Police Department Refugee
Assistance Program; authorizing the execution of the
grant proposal program, including any extensions or
amendments.

CITY MANAGER SUPPORTING INFORMATION: The City of San Diego Police Department, in response to a request for Pre-Applications from the Ford Foundation and Harvard University, has developed a pre-application for the San Diego Police Department Refugee Assistance program. The purpose of these \$100,000 awards is to reward innovative programs which show promise of producing significant advances in the fields of poverty, rights and social justice, governance and public policy, education and culture, and international affairs. The City of San Diego, through the Police Department, currently provides a multi-faceted approach to providing assistance and education to San Diego's

immigrant/refugee communities, consisting primarily of Indochinese, Iraqis, Ethiopians, and Soviet Jews. Award money will be used to expand and enhance existing programs, which focus on community outreach, community/problem oriented policing, education, and minority recruitment.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-119: (R-92-1528) ADOPTED AS RESOLUTION R-279770

Authorizing the City Auditor and Comptroller to accept funds for a total of \$2,509,390 in Local Transportation Funds (LTF) and TransNet Funds for the following bicycle projects:

- 1) Barnett Avenue/Lytton Street
- 2) Bicycle Safety and Encouragement Program
- 3) Briarwood Road
- 4) Carmel Mountain Road/Rancho Penasquitos Boulevard
- 5) Florida Drive
- 6) Gilman Drive
- 7) Harbor Drive Bike Lane Reconstruction
- 8) Iris Avenue/Leon Avenue Bikeway
- 9) Lake Hodges Bikeway Access
- 10) Old Miramar Road
- 11) Park Ridge Boulevard
- 12) Paseo Montalban
- 13) Scripps Ranch Boulevard
- 14) Secure Storage Facilities
- 15) Semillon Boulevard
- 16) Via de la Valle
- 17) Via Las Cumbres
- 18) Washington Street/University Avenue
- 19) West Bernardo Drive

CITY MANAGER SUPPORTING INFORMATION: Nineteen claims for Local Transportation Funds (LTF) and TransNet funds have been prepared for submittal to SANDAG which administers bikeway funding. Legislation provides that two percent of LTF may be utilized for the construction of bicycle facilities and that a total of \$1

million in TransNet funds may be used for bicycle facility improvements. These funds are made available to cities and the County on an area-wide priority list of such facilities approved annually by the SANDAG Board of Directors.

This resolution authorizes the City Manager to submit claims and accept funds for nineteen projects: 1) Barnett Avenue/Lytton Street bicycle lanes - \$3,500; 2) Bicycle Safety and Encouragement Program - \$75,000; 3) Briarwood Road bicycle lanes - \$2,800; 4) Carmel Mountain Road/Rancho Penasquitos Boulevard bicycle lanes - \$10,700; 5) Florida Drive bicycle lanes - \$6,600; 6) Gilman Drive bicycle lanes - \$10,000; 7) Harbor Drive Bike Lane Reconstruction - \$20,000; 8) Iris Avenue/Leon Avenue Bikeway - \$6,000; 9) Lake Hodges Bikeway Access bicycle paths - \$2,069,000; 10) Old Miramar Road bicycle lanes - \$2,800; 11) Park Ridge Boulevard bicycle lanes - \$2,800; 12) Paseo Montalban bicycle lanes - \$2,100; 13) Scripps Ranch Boulevard bicycle lanes - \$3,000; 14) Secure Storage Facilities - \$70,000; 15) Semillon Boulevard bicycle lanes - \$3,000; 16) Via de la Valle bicycle lanes - \$145,000; 17) Via Las Cumbres bicycle lanes - \$1,700; 18) Washington Street/University Avenue bicycle lanes - \$3,800; 19) West Bernardo Drive II bicycle lanes - \$9,300. Approximately \$2.5 million is allocated for all jurisdictions within the County for bicycle projects. Since the City is requesting \$2.5 million in funding, not all projects submitted in our claim are expected to be funded.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H004-050.)

MOTION BY McCARTY TO ADOPT AND DIRECT THE CITY MANAGER TO DISCUSS THE REINSTATEMENT OF THE BIKE LANE ALONG STATE ROUTE 52 WITH SANDAG SO FUNDS COULD BE PROVIDED IF IT IS POSSIBLE. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-120: (R-92-1478) ADOPTED AS RESOLUTION R-279771

A Resolution approved by the City Council in Closed Session on Tuesday, February 25, 1992 by the following vote: Wolfsheimer-yea; Roberts-yea; Hartley-yea; Stevens-nay; Behr-nay; Stallings-yea; McCarty-yea; Filner-not present; Mayor-yea.

Authorizing the City Manager to execute a settlement agreement between the City and the plaintiffs in the case Sierra Club, et al. v. California Coastal Commission, et al., Superior Court Case No. 629593; authorizing the City Manager to enter into a Memorandum of Understanding with the California Department of Transportation regarding the settlement agreement; authorizing the City Auditor to transfer the sum of \$25,000 from Fund No. 79002, Organization No. 107 to CIP-52-356.0; authorizing the City Auditor and Comptroller to pay the sum of \$25,000 from CIP-52-356.0, to the plaintiffs and Laurens H. Silver, their attorney of record in the case Sierra Club, et al. v. California Coastal Commission, et al., Superior Court Case No. 929593, as full and final payment of costs and attorney's fees; declaring that the conditions agreed to by the City of San Diego in the settlement agreement are subject to any and all permits and approvals by the appropriate regulatory agencies, including the California Environmental Quality Act; ordering the City Manager to report back to the City Council at such time as each of those actions has received the appropriate permits and clearances with an indication of the funding source for each of the actions undertaken by the City of San Diego.

Aud. Cert. 9200785.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-nay, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-121: (R-92-1212) RETURNED TO THE CITY MANAGER

Five-year permit with Bahia Sternwheelers, Inc., for the operation of the William D. Evans (Bahia Belle II) as a sightseeing and excursion boat on the waters of Mission Bay Park, at a minimum annual rent of \$54,410 or 7 percent of gross, whichever is greater.

(Mission Bay Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: The William D. Evans is a self-propelled stern-wheel drive sightseeing and excursion "river boat" which tours Mission Bay between the Bahia and Catamaran hotels and the San Diego Princess Resort on Vacation Isle. The boat is 40 feet in width, 100 feet in length and 25 feet above the waterline. It features a galley, cocktail bar, meeting facilities and hosts private dinners, parties, and dances for up to 400 people. Its berth is the Bahia Hotel dock. Bahia Sternwheelers, Inc., the owner and permittee, is a California corporation composed of William L. Evans, Nancy Evans, Anne Evans, Grace E. Cherashore and Grace E. Cherashore, Trustee, each and equal 20 percent shareholder. The William D. Evans has been operating under permit with the City since September 1986 on a five year term which recently expired. The owners wish to renew under the same terms as the prior permit except for the increase in the annual minimum rent from \$49,545 to \$54,410. The City has averaged \$54,410 in revenue from this permit over the past two year period. This minimum is versus seven percent of all gross income derived on the boat's operation, whichever is greater. This percentage and minimum rent are considered competitive with other similar operations in the San Diego area. The new permit will again be for a five year term with a mutual 90-day cancellation clause.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D150-199.)

MOTION BY STEVENS TO RETURN TO THE CITY MANAGER AT THE REQUEST OF THE CITY MANAGER. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-122: (R-92-1479) ADOPTED AS RESOLUTION R-279772

Authorizing the execution of agreements with the cities of El Cajon, Escondido and Poway, for the exchange of firefighters/paramedic personnel.

CITY MANAGER SUPPORTING INFORMATION: On September 18, 1990, the City Council authorized the City Manager to initiate a Fire Department paramedic program through the training of firefighters to the paramedic skill level and to place such designated firefighter/paramedics on board Fire Department engines to supplement the present City of San Diego paramedic delivery system. The first 27 firefighters/paramedics graduated from University of California, San Diego Medical Center, Emergency

Medical Services Training Institute on August 12, 1991. These firefighter/paramedics have been providing paramedic level of care since October 1, 1991. As part of this "Shared System" agreement firefighter/paramedics would rotate on a scheduled basis onto Hartson Medical Services ambulance units to maintain all the Advance Life Support (ALS) level skills. These shifts are scheduled on an overtime basis using Department budgeted funds. A personnel exchange program with fire agencies who provide paramedic ambulance service would maintain the same ALS skills with the shifts being scheduled as part of the regular on-duty shift, eliminating overtime costs. Since all firefighter/paramedics are State certified and County accredited, all would qualify to work on assessment or transport units. The City Council approved a similar agreement with the City of Poway on July 23, 1984.

FILE LOCATION: MEET CONT FY92-3

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-123: (R-92-1543) CONTINUED TO MAY 26, 1992

Authorizing the execution of an agreement with Enartec, Inc. for professional design services in connection with the central segment of the Mission Valley Sludge Pipeline; authorizing the expenditure of an amount not to exceed \$737,000 from the Clean Water Program Fund 41509, CIP-40-910.5, Central Segment of Mission Valley Sludge Pipeline, for the purpose of providing funds for the above project, in the following manner:

1. \$161,355 from Fiscal Year 1992 appropriations;
2. \$387,543 from Fiscal Year 1993 appropriations, contingent on approval of the FY 1993 CIP budget;
3. \$114,402 from Fiscal Year 1994 appropriations, contingent on approval of the FY 1994 CIP budget;
4. \$44,000 from Fiscal Year 1995 appropriations, contingent on approval of the FY 1995 CIP budget;
5. \$29,700 from Fiscal year 1996 appropriations, contingent on approval of the FY 1996 CIP budget.

Authorizing the City Manager to finance or refinance this project with tax exempt securities, if circumstances so warrant.

(Serra Mesa, Clairemont, and Kearny Mesa Community
Areas. Districts-5 and 6.)

CITY MANAGER SUPPORTING INFORMATION: The Mission Valley Sludge Pipeline is an integral part of the Central Subsystem. The implementation schedule for the Central Subsystem is dictated by the Consent Decree negotiated with the EPA and the State as well as the need for additional sewage capacity. This contract is for design services, Mitigated Negative Declaration (MND) assistance and project management of the Central Segment of this pipeline. The Mission Valley Sludge Pipeline will carry raw sludge from the Mission Valley and Mission Gorge Plants as well as sludge from the Santee Sludge Pipeline to the Northern Sludge Processing Facility. The pipeline varies in size from 10 inches to 18 inches at different locations.

Construction will start in January 1995. The pipe will have approximately 350 psi pressure and will be buried to depths of 8 feet to 10 feet. The recommended route begins at Mission Gorge Road directly across from the Mission Gorge Water Reclamation Plant, proceeds southwest along Mission Gorge Road; west on Zion Avenue; south on Riverdale Street; west on Vandever Avenue; south on Fairmount Avenue; west on San Diego Mission Road and south on Rancho Mission Road to Junction 1 in the southeast corner of the San Diego Jack Murphy Stadium parking lot. At this junction it connects with the route from the Mission Valley Water Reclamation Plant which begins at the plant boundary and parallels the Mission Valley Effluent Pipeline as it proceeds north across the San Diego River to the Stadium parking lot and east along the south edge of the parking lot. From Junction 1 the combined route proceeds north through the Stadium parking lot, a petroleum storage facility (tank farm) and along Murphy Canyon Road to a point where the projection of Ruffin Court intersects Murphy Canyon Road. From this point the route proceeds west through two commercial parking lots; west on Ruffin Court; west along a General Dynamics private road; crosses SR 163; west along Ronson Road; north on Ruffner Street to Copley Drive and crosses SR 52 to NAS Miramar West. The MBE/WBE (Equal Opportunity) goals for this agreement are 12 percent MBE and 3 percent WBE. The MBE/WBE participation for this agreement is 68.8 percent MBE and 6.43 percent WBE. With this agreement approximately 30 local jobs could be provided.

Aud. Cert. 9200766.

FILE LOCATION:

COUNCIL ACTION: (Tape location: D339-369.)

MOTION BY McCARTY TO CONTINUE TO MAY 26, 1992 TO ALLOW COMMUNITY GROUPS TIME TO GET INVOLVED AND HAVE THEIR MEETING BEFORE COMING BACK TO COUNCIL. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-124: (R-92-1513) CONTINUED TO MAY 26, 1992

Authorizing the execution of an agreement with Lee and Ro Consulting Engineers, to provide design services for the eastern segment of the Mission Valley Effluent Pipeline and the southern segment of the Mission Valley Sludge Pipeline; authorizing the expenditure of an amount not to exceed \$1,210,000 from the Clean Water Program Fund 41509, for the purpose of funding this project, in the following manner:

\$288,180 from Fiscal Year 1992 appropriations, consisting of \$136,431 from CIP-40-910.0, Mission Valley Effluent Pipeline, and \$151,749 from CIP-40-910.5, Mission Valley Sludge Pipeline.

\$732,225 from Fiscal Year 1993 appropriations contingent on approval of the FY 1993 CIP budget, consisting of \$369,129 from CIP-40-910.9 and \$364,096 from CIP-40-910.5.

\$50,292 from Fiscal Year 1994 appropriations, contingent on approval of the FY 1994 CIP budget, consisting of \$24,904 from CIP-40-910.0 and \$25,388 from CIP-40-910.5.

\$100,584 from Fiscal Year 1995 appropriations, contingent on approval of the FY 1995 CIP budget, consisting of \$49,808 from CIP-40-910.0 and \$50,776 from CIP-40-910.5.

\$37,719 from Fiscal Year 1996 appropriations, contingent on approval of the FY 1996 CIP budget, consisting of \$18,678 from CIP-40-910.0 and \$19,041 from CIP-40-910.5.

Authorizing the City Manager to finance or refinance this project with tax exempt securities, if circumstances so warrant.
(Mission Valley, Navajo, Serra Mesa, Tierrasanta Community Areas. Districts-6,7.)

CITY MANAGER SUPPORTING INFORMATION: The Mission Valley Effluent Pipeline and Mission Valley Sludge Pipeline are an integral part of the Central Subsystem. The implementation schedule for the Central Subsystem is dictated by the Consent Decree negotiated with the EPA and the State as well as the need for additional sewage capacity.

This contract is for design, Mitigated Negative Declaration MND) preparation and project management of both pipelines. The Mission Valley Effluent Pipeline will convey effluent from the Santee, Mission Gorge and Mission Valley water reclamation plants to the San Diego River Outfall. This pipeline is 54" in diameter and approximately 34,000 feet long. The recommended pipeline route extends from the intersection of Fairmount and Twain Avenues; west along Twain Avenue to San Diego Mission Road; south on Rancho Mission Road; west along the southern edge of the San Diego Jack Murphy Stadium parking lot; at the southwest corner of the parking lot the route traverses west along Camino del Rio North and Camino de la Reina. At Avenida del Rio, the route turns north to the Fashion Valley parking lot; west to Fashion Valley Road; north to Friars Road; west to the intersection of Napa Street where it connects to the proposed San Diego River Outfall. The Mission Valley Sludge pipeline will convey sludge from the Mission Valley and Mission Gorge plants as well as sludge from the Santee Sludge Pipeline to the Northern Sludge Processing Facility. The pipeline varies in size from 10 inches to 18 inches at different locations. Construction will start in January 1995. The recommended route begins at Mission Gorge Road directly across from Mission Gorge Water Reclamation Plant, proceeds southwest along Mission Gorge Road; west on Zion Avenue; south on Riverdale Street; west on Vandever Avenue; south on Fairmount Avenue; west on San Diego Mission Road and south on Rancho Mission Road to Junction 1 in the southeast corner of San Diego Jack Murphy Stadium parking lot. At this junction it connects with the route from the Mission Valley Water Reclamation Plant which begins at the plant boundary and parallels the Mission Valley Effluent Pipeline as it proceeds north across the San Diego River to the Stadium parking lot and east along the south edge of the parking lot.

From Junction 1 the combined route proceeds north through the Stadium parking lot, a petroleum storage facility (tank farm) and along Murphy Canyon Road to a point where the projection of Ruffin Court intersects Murphy Canyon Road. From this point the route proceeds west through two commercial parking lots; west on Ruffin Court; west along a General Dynamics private road; crosses State Route 163; west along Ronson Road, north on Ruffner Street to Copley Drive and crosses SR 52 to NAS Miramar West.

Design services for a portion of the sludge pipeline from the Mission Gorge Water Reclamation Plant to the intersection of Fairmount Avenue and Twain Avenue is an optional task to be considered after the construction schedule for the Mission Valley and Mission Gorge Water Reclamation Plants have been accepted by the Council. This task is identified as Task 15 in Exhibit A of the agreement for a contract amount of not to exceed \$88,494. The MBE/WBE (Equal Opportunity) goals for this agreement are 12 percent MBE and 3 percent WBE. The MBE/WBE participation for this agreement is 91.32 percent MBE and 8.68 percent WBE. With this agreement approximately 25 to 30 local jobs could be provided.

FILE LOCATION:

COUNCIL ACTION: (Tape location: D339-369.)

MOTION BY McCARTY TO CONTINUE TO MAY 26, 1992 TO ALLOW COMMUNITY GROUPS TIME TO GET INVOLVED AND HAVE THEIR MEETING BEFORE COMING BACK TO COUNCIL. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-125:

Two actions relative to Mission Bay Sewage Interceptor System (MBSIS) Phase I:

(Mission Bay and Pacific Beach Community Areas.
Districts-2 and 6.)

Subitem-A: (R-92-1594) ADOPTED AS RESOLUTION R-279773

Approving Change Order No. 8, dated March 26, 1992, issued in connection with the contract with Cal Southwest Construction, Inc. for the Mission Bay Sewage Interceptor System (MBSIS) Phase I, amounting to a net increase in the contract price of \$31,454.93;

Authorizing the expenditure of an amount not to exceed \$31,454.93 from the Sewer Revenue Fund No. 41506, CIP-46-158.0, Mission Bay Sewage Interceptor System, for said project.

Subitem-B: (R-92-1595) ADOPTED AS RESOLUTION R-279774

Authorizing the City Manager to execute an amendment to the agreement of April 25, 1988 with Pountney & Associates, Inc., for additional engineering services in connection with the Mission Bay Sewage Interceptor System - Phase I; authorizing the expenditure of an amount not to exceed \$25,000 from the Sewer Revenue Fund No. 41506, CIP-46-158.0, Mission Bay Sewage Interceptor System, for said project.

CITY MANAGER SUPPORTING INFORMATION: The Mission Bay Sewage Interceptor System (MBSIS) is a four-phase project intended to improve the water quality of Mission Bay by intercepting the non-point source pollutant flows (i.e. grease, oil, fertilizer) and any sewage spills during dry weather, and divert them to the sanitary sewer system. The City is under Regional Water Quality Control Board (RWQCB) Cease and Desist Order No. 87-89 to implement the MBSIS. Phase I improvements include the construction of eight new interceptor systems (five gravity and three pumped systems) that provide interception capability for 14 existing storm drains along the northern perimeter of Mission Bay. Cal Southwest Construction, Inc. is in the final stage of construction of the MBSIS Phase I. However, some additional items of work are required in order to rectify existing field conditions.

Change Order No. 8 will compensate the contractor for: the cost associated with mitigating an archaeological discovery at Site No. 76; replacing a damaged 42-inch tideflex valve at Site No. 73; and constructing a concrete bottom with rip-rap/gunite sides at the existing drainage channel, Site No. 73. During construction for MBSIS Phase I, the discharge from a condominium garage dewatering system was encountered in one of the Sail Bay area storm drains (Drain 59).

MBSIS design changes are required to avoid intercepting ground water from the garage dewatering system. Amendment No. 1 would provide for the design of the required Sail Bay System changes and the operational technical support. This amendment would be made to the agreement for engineering services with Pountney and Associates which was approved by the City Council on April 25, 1988 for a fee not to exceed \$192,461.

Aud. Certs. 9200792/9200793.
WU-U-92-117.

FILE LOCATION: Subitem-A: CONT-Cal Southwest Construction, Inc.; Subitem-B: MEET CONT FY92-1; CCONT FY92-1

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-126: (R-92-1592) ADOPTED AS RESOLUTION R-279775

Approving Change Order No. 2, dated February 20, 1992,
issued in connection with the contract with Mur-Vic
Construction Company for Water and Sewer Main
Replacement Group 466A, amounting to a net increase in
the contract price of \$130,400.78; authorizing the City
Auditor and Comptroller to expend the sum of \$138,786
from the Water Fund (41502) Annual Allocation - Water
Main Replacement, CIP-73-083.0; authorizing the City
Auditor to reallocate the amount not to exceed
\$8,385.25 (Sewer Fund No. 41506) from Contractual
Services (Object Account No. 4220) to Contingency
(Object Account No. 4905) for said project.

(Centre City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: Water and Sewer Main
Replacement Group 466A is replacing cast iron water mains that
are deficient in size and have been in service for more than 70
years in the downtown area. The old water mains have experienced
numerous breaks and with development over the years, the records
for abandoned service laterals are incomplete. During the
progress of construction, the contractor has encountered many
more live and abandoned connections than were anticipated. Many
other unmarked or mislocated utility services were encountered
causing unanticipated delays and extra work to make repairs and
to accommodate the downtown traffic.

Additionally, due to the high volume of traffic in the area, the
contractor has been directed to increase the thickness of
temporary resurfacing over the water and sewer trenches. This
has caused a significant increase in the amount of asphalt than
originally estimated. The quantities of additional services,
labor, and asphalt paving were documented by the City engineering
inspector and presented in the change order justification. The
water replacement costs of Change Order No. 2 is an increase of
\$138,786.03. The sewer replacement cost of Change Order No. 2 is
a net decrease of \$8,385.25 and shall remain in the project's
sewer contingency until completion.

Aud. Cert. 9200789.

WU-U-92-125.

FILE LOCATION: CONT-Mur-Vic Construction Company
CONTFY92-1

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-150: (R-92-1464 Rev.) ADOPTED AS AMENDED AS
RESOLUTION R-279776

Recognizing the members of the Partnership for San
Diego Task Force as representatives to the Partnership
for San Diego Committee and designating a Councilmember
as a City Council representative to the Committee.

(See memorandum from Councilmember Hartley dated
2/10/92.)

COMMITTEE ACTION: Initiated by COMM on 3/18/92. Recommendation
to refer to the City Council for discussion. Districts 1, 3, 4,
5, 6, 7 and Mayor voted yea. Districts 2 and 8 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H086-100.)

MOTION BY HARTLEY TO ADOPT AS AMENDED AS FOLLOWS: COUNCIL
MEMBER HARTLEY WILL BE DESIGNATED AS THE CITY COUNCIL
REPRESENTATIVE TO THE COMMITTEE, WITH COUNCIL MEMBER
STALLINGS AS ALTERNATE. Second by Behr. Passed by the
following vote: Wolfsheimer-yea, Roberts-not present,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-151: (O-92-118) CONTINUED TO MAY 4, 1992

First public hearing in the matter of:

Amending Ordinance O-17667 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1991-92 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document OO-17667-1, by transferring the sum of \$523,250 from the Equipment Division Motive Acquisition Fund (33) to the General Fund 100 and subsequently to the newly created "Automated Container Fund" for the purpose of funding an Automated Refuse Collection Pilot Program in the City of San Diego.

(See City Manager Report CMR-91-253. Carmel Valley, Tierrasanta, Clairemont, Scripps Ranch, and Linda Vista Community Areas. Districts-1, 5, 6, and 7.)

COMMITTEE ACTION: Reviewed by PSS on 6/5/91. Recommendation to approve the City Manager's recommendations. Districts 3, 4, 5, and 7 voted yea. District 2 not present.

CITY MANAGER SUPPORTING INFORMATION: The Waste Management Department is proposing to implement a pilot project to determine the feasibility and cost effectiveness of an Automated Refuse Collection Program in the City of San Diego. The pilot areas were selected based upon a variety of demographic and geographic factors in order to assist the Refuse Collection Division establish the base criteria for future citywide expansion. The selected pilot neighborhoods are: Tierrasanta, Carmel Valley, Clairemont, Scripps Ranch, and Linda Vista. Each home in the pilot area will be provided one automated garbage container. These containers, costing approximately \$65 each, will have a 60 or 90 gallon capacity and will be equipped with wheels for easy movement. Five existing refuse vehicles will be retrofitted with automated arms in order to test the viability of automated refuse collection. The pilot program will continue for six months in order to obtain sufficient data for a valid assessment of this study. All implementation costs for the pilot program will be paid for out of existing funds. Monies have been encumbered in the equipment division vehicle pool fund. These funds were previously allocated for the replacement of four rearloader packers and the purchase of three new sideloaders. These monies will be re-programmed to retrofit five existing vehicles and purchase 8,050 containers. The Public Services and Safety Committee reviewed this item at its June 5, 1991 meeting and unanimously approved the Manager's recommendation to conduct this pilot study.

Aud. Cert. 9200681.

NOTE: See Item 340 on the docket of Tuesday, April 21, 1992, for the introduction and adoption of the Ordinance.

FILE LOCATION:

COUNCIL ACTION: (Tape location: D369-E066.)

MOTION BY STALLINGS TO CONTINUE TO MAY 4, 1992 IN ORDER TO GET MORE INPUT FROM THE MUNICIPAL EMPLOYEES LABOR UNION AND TO DIRECT THE CITY MANAGER TO BRING BACK A MORE DIVERSE DISTRIBUTION OF GEOGRAPHIC AREAS, TO INCLUDE DISTRICT #4 AND A PLAN TO IMPLEMENT SAME. INFORMATION SHOULD ALSO BE PROVIDED CONCERNING THE MOBILITY OF THE TRASH CANS. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-200: (O-92-103) CONTINUED TO MAY 26, 1992

Introduction of an Ordinance amending Chapter III, Article 1, Division 3, of the San Diego Municipal Code by amending Section 31.0305, relating to Rental Unit Business Tax, to clarify the intent of the code and to ensure that rental properties are taxed properly.

(See City Manager Report CMR-92-126.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: E071-161.)

MOTION BY McCARTY TO CONTINUE TO MAY 26, 1992 TO GIVE THE CITY MANAGER TIME TO CONSOLIDATE THE HOUSING RENTAL FEE AND THE BUSINESS TAX IN AN EFFORT TO MEET THE "FAIRNESS" CONCERNS FOR PROPERTY OWNERS AND PREPARE THIS PLAN FOR APPROVAL BEFORE REFERRING IT TO THE BUDGET PROCESS. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-201: (R-92-1471) CONTINUED TO MAY 4, 1992

(Continued from the meeting of April 6, 1992, Item S407, at the request of the City Manager, to comply with bid requirements.)

Authorizing the execution of an agreement with Nissan Motor Corporation U.S.A. for the acquisition of 20 lifeguard vehicles; and authorizing the expenditure of \$221,890, from Fund No. 50031.

(Torrey Pines, La Jolla, Pacific Beach, Mission Beach
and Ocean Beach Community Areas. Districts 1 and 2.)

CITY MANAGER SUPPORTING INFORMATION: On December 15, 1986, the City Council authorized a five year exclusive vehicle sponsorship agreement with Nissan Motor Corporation. During the contract period, Nissan loaned a fleet of vehicles to the City to be used by the Lifeguard Service in exchange for certain promotional rights. This agreement has resulted in a net savings to the general fund of over \$1.1 million. The contract has now expired and Nissan has declined to renew due to economic constraints. The terms of the contract require the City to return the loaned vehicles upon expiration of the contract; but the City retains the right to purchase a replacement fleet of brand new vehicles from Nissan at 50 percent off the wholesale price. We must now purchase a fleet of lifeguard vehicles from Nissan or another source. In comparing the deeply discounted prices offered by Nissan to the most recent competitive bid prices offered by other vendors, we have determined that purchasing the vehicles from Nissan will result in an estimated savings of \$95,000 over any other source. Therefore, it is recommended that Council authorize this one time purchase from Nissan Motor Corporation to purchase the following like replacement vehicles for use by the Lifeguard Services Division: ten Nissan Pathfinders, nine Nissan 4X4 pickups and one Nissan Stanza.

Aud. Cert. 9200779.

FILE LOCATION:

COUNCIL ACTION: (Tape location: D150-199.)

MOTION BY ROBERTS TO CONTINUE TO MAY 4, 1992 AT THE REQUEST OF THE CITY MANAGER. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-202:

(Continued from the meeting of March 31, 1992, Item 332, at Councilmember Behr's request, for further study of the funding for the library and swimming pool.)

Two actions relative to the Sabre Springs Facilities Benefit Assessment:

(See City Manager Report CMR-92-83. Located east of I-15 and north and south of Poway Road. District-5.)

Subitem-A: (R-92-1296 Rev.1) ADOPTED AS RESOLUTION
R-279777

Approving the document entitled "Sabre Spring Public Facilities Financing Plan and Facilities Benefit Assessment, February, 1992."

Subitem-B: (R-92-1297) ADOPTED AS RESOLUTION R-279778

Resolution of Intention to designate an area of benefit in Sabre Springs; setting the time and place for a public hearing.

FILE LOCATION: STRT-FB-9

COUNCIL ACTION: (Tape location: H120-177.)

MOTION BY BEHR TO ADOPT. THE FBA BEFORE THE COUNCIL, DATED MARCH, 1992 (REVISED 4/15/92) INCLUDED COUNCIL MEMBER BEHR'S AMENDMENTS AND WAS DISTRIBUTED TO COUNCIL PRIOR TO THE MEETING. Second by Hartley. Passed by the following vote: Wolfsheimer-nay, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-203: (R-92-1480) CONTINUED TO APRIL 27, 1992

(Continued from the meeting of April 6, 1992, Item 204, at Council Member Hartley's request, to allow time for a report from City staff, CalTrans and Visions Consultant on funding alternatives for the Visions Project, without delaying the construction of the freeway.)

Adopting the City Manager's recommendations regarding the State Route 15 Visions Project; directing the City Manager to enact the recommendations contained in Alternative B of City Manager Report CMR-92-110.

(See City Manager Report CMR-92-110. City Heights, Kensington, Talmadge, and Normal Heights Community Areas. District-3.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: E187-398.)

MOTION BY HARTLEY TO CONTINUE TO APRIL 27, 1992 TO GIVE THE CITY MANAGER TIME TO ANALYZE NEW MATERIAL RECEIVED AND TO HAVE THE CONSULTANT PRESENT IN CHAMBERS. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-nay, Filner-yea, Mayor O'Connor-yea.

ITEM-204: (R-92-1445) ADOPTED AS RESOLUTION R-279779

(Continued from the meeting of April 6, 1992, Item 115, at Council Member Hartley's request, to review allocations from Mid-City Park Development funds and a written status report regarding these funds and their disbursement.)

Authorizing the City Auditor and Comptroller to transfer the amount of \$15,000 from Mid-City Park Development Fund No. 39094 to CIP-29-684, Park de La Cruz, and the amount of \$7,500 from Mid-City Park Development Fund No. 39094 to CIP-29-685, I-15 Cut and Cover Park No. 1.

(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: On January 22, 1990, the City Manager executed an agreement with the Austin Hansen Group, Inc. for professional services required for preparation of General Development Plans for the park projects associated with the future State Route 15 expansion. The consultant was hired to provide planning services on an hourly basis. Spirited community involvement required additional public meetings, as well as lengthy negotiations with the YMCA regarding their proposed expansion plans for Park de la Cruz. Additional funds are required to complete the General Development Plans.

Aud. Cert. 9200712.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F054-095.)

MOTION BY HARTLEY TO ADOPT. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-nay, Filner-yea, Mayor O'Connor-yea.

ITEM-205: (R-92-1444) CONTINUED TO MAY 4, 1992

(Continued from the meeting of March 30, 1992, Item 202
at Mayor O'Connor's request.)

Endorsing the distribution by the Centre City
Development Corporation (CCDC) of the "Social Issues
Strategy: Defining the Redevelopment Agency's Role in
Reducing Homelessness in Centre City San Diego
1992-2002"; concurring in the solicitation of input
from the public concerning the draft Centre City
Strategy;

Directing the City Manager to return with a report on
how a City-wide homeless strategy might be developed,
including the creation of a City task force to oversee
its implementation.

(See City Manager Report CMR-92-103.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: E402-466.)

MOTION BY HARTLEY TO CONTINUE TO MAY 4, 1992 TO ALLOW THE
SOCIAL SERVICE PROVIDERS TIME TO REVIEW THIS MATTER. Second
by Stallings. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea,
Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

ITEM-206: CONTINUED TO MAY 4, 1992

In the matter of the report from the City Attorney
regarding "Clearing Outstanding Arrest Warrants for
Homeless-Related Charges."

NOTE: See Item 205 for a companion item.

FILE LOCATION:

COUNCIL ACTION: (Tape location: E402-466.)

MOTION BY HARTLEY TO CONTINUE TO MAY 4, 1992 TO BE HEARD
WITH COMPANION ITEM #205. Second by Stallings. Passed by
the following vote: Wolfsheimer-yea, Roberts-yea,

Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-207: (R-92-1585) ADOPTED AS RESOLUTION R-279780

Council confirmation of the appointment by the Mayor of Rosemary White-Pope to serve as a member of the Senior Citizen Advisory Board, for a term ending July 1, 1993, replacing Stuart Harder, who has resigned.

(See memorandum from Mayor O'Connor dated 4/6/92 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F054-095.)

MOTION BY HARTLEY TO ADOPT. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-208: (R-92-1502) ADOPTED AS RESOLUTION R-279781

Adopting proposed revisions, as an addendum, to Council Policy 000-19, Legislative Policy Guidelines, as set forth in Department of Legislative Services Report DLS-92-15, dated March 12, 1992;

Reaffirming Council direction to the Department of Legislative Services to continue current activities in support of border economic development.

(See Department of Legislative Services Report DLS-92-15.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H181-321.)

MOTION BY STEVENS TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-209: (R-92-1501) TRAILED TO APRIL 21, 1992

Requesting Congress and the President of the United States to amend the Fair Labor Standards Act (FLSA) to exempt public sector executive, administrative and professional salaried employees from the salary basis test to determine eligibility for overtime premium payments and in particular to enact S.1670 (Seymour) and H.R. 4570 (Lowery); directing the Department of Legislative Services and Washington Advocates to vigorously represent the City's position on this vital issue.

(See Department of Legislative Services Report DLS-92-12.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: H329-331.)

MOTION BY STEVENS TO TRAIL TO TUESDAY, APRIL 21, 1992 AT 2:00 P.M. DUE TO LACK OF TIME. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-210: (R-92-1509) TRAILED TO APRIL 21, 1992

Establishing the Government Office Space Task Force to develop a long-term strategy for downtown City office space, as more fully described in City Manager Report CMR-92-84; directing the Government Office Space Task Force to address the specific tasks described in City Manager Report CMR-92-84.

(See City Manager Report CMR-92-84. District-2.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: H-329-331.)

MOTION BY BEHR TO CONTINUE TO TUESDAY, APRIL 21, 1992 AT 2:00 P.M. DUE TO LACK OF TIME. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-211:

Three actions relative to Pedestrian Bridge on Black Mountain Road at Galvin Avenue:

(See City Manager Report CMR-92-124. Mira Mesa Community Area. District-5.)

Subitem-A: (R-92-1590) ADOPTED AS RESOLUTION R-279782

Determining that the public interest, convenience and necessity of the City of San Diego requires the construction, improvement, operation and maintenance of a pedestrian bridge at Black Mountain Road and Galvin Avenue, including public right-of-way and easement interests through, over, along and across a portion of the Southwest Quarter of the Southeast Quarter of Section 30, Township 14 South, Range 2, West, San Bernardino Meridian and a portion of Lot 2 of Mesa Del Sol Unit No. 5, according to Map No. 12737; that the public interest, convenience and necessity demand the acquisition of the right-of-way and easement interests in the property for the project; declaring the intention of the City of San Diego to acquire the property under eminent domain proceedings; directing the City Attorney to commence an action in the Superior Court of the State of California, in and for the County of San Diego, for the purpose of condemning and acquiring immediate possession of the property.

Subitem-B: (R-92-1591) ADOPTED AS RESOLUTION R-279783

Authorizing the expenditure of an amount not to exceed \$104,000 from Fund 30244/79006, Org. 107, Object Account 4279, Job Order 530510, CIP-53-051.0, Pedestrian Bridge Black Mountain Road at Galvin Avenue.

Subitem-C: (R-92-1537) ADOPTED AS RESOLUTION R-279784

Certifying that the information contained in Environmental Negative Declaration, DEP-92-0209, in connection with the construction of a pedestrian bridge on Black Mountain Road at Galvin Avenue, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said Declaration has been reviewed and considered by the Council.

Aud. Cert. 9200735.

FILE LOCATION: STRT FBA-12

COUNCIL ACTION: (Tape location: E473-579; H334-528.)

Hearing began 7:15 p.m. and halted 7:25 p.m.

Testimony in favor by Tom Turner, Kevin McNamara, David Poole.

Testimony in opposition by Lorin C. Barker

MOTION BY BEHR TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-212: CONTINUED TO APRIL 27, 1992

(Continued from the meetings of March 24, 1992, Item 333, March 31, 1992, Item S501, and April 7, 1992, Item S500; last continued at Councilmember Behr's request, because of actions taken in closed session.)

Appeal of Village and Country Properties, by Donald R. Worley, of Worley, Schwartz, Garfield & Rice, from the decision of the Planning Commission in denying Vesting Tentative Map VTM-88-0767 and Planned Residential Development Permit PRD-88-0767 (Rancho La Cresta), proposing to subdivide the 162.8-acre site into 382 lots for the construction of 367 detached single-family residential units. The subject property is located west of Pomerado Road, approximately 0.9 miles south of Poway Road in Zones A-1-10, R-1-6000, R-3000 and HR, in the Scripps Miramar Ranch Community Plan area, and is more particularly described as the northeast quarter of Section 27, Township 14 South, Range 2 West, S.B.B.M.

(VTM & PRD-88-0767. District-5.)

Subitem-A: (R-92-)

Adoption of a Resolution certifying that the information contained in the Addendum No. 91-0619 to Environmental Impact Report EIR-84-0744 and Supplemental No. 88-0767 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report

has been reviewed and considered by the Council; and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-92-)

Adoption of a Resolution granting or denying the appeal and granting or denying the map, with appropriate findings to support Council action.

Subitem-C: (R-92-)

Adoption of a Resolution granting or denying the appeal and granting or denying the permit, with appropriate findings to support Council action.

FILE LOCATION:

COUNCIL ACTION: (Tape location: E592-620.)

MOTION BY BEHR TO CONTINUE TO APRIL 27, 1992 SO THE CITY ATTORNEY COULD PREPARE AN OPINION AS TO THE OBLIGATION ON THE PART OF THE CITY OF SAN DIEGO TO RETAIN \$1,050,000 THAT WOULD HAVE BEEN PAID TO THE CITY OF POWAY NOW TO BE USED FOR THE CONSTRUCTION TO SCRIPPS NORTH PARKWAY. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-213: (R-92-1589) ADOPTED AS RESOLUTION R-279785

Directing the City Attorney to write and file an amicus curiae letter or to sign on to another entity's amicus curiae brief urging the State Supreme Court to reverse the Court of Appeal's decision in Donahue v. Fair Employment and Housing Commission.

(See Memorandum from the City Manager dated 4/6/92.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F054-095.)

MOTION BY HARTLEY TO ADOPT. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S400:

Seven actions relative to Earth Day 1992 presentations:

Subitem-A: PRESENTED

Presentations to Student Environmental Poster Contest
Winners Kellyn Thompson, Jonas Borgstrom, Amy Paul, and
Xiong Phillip Her.

Subitem-B: (R-92-1653) ADOPTED AS RESOLUTION R-279786

Adoption of a Resolution proclaiming April 22, 1992, to
be "Earth Day" in San Diego and urging all residents to
recognize the importance of this opportunity which will
provide the citizenry with a special occasion to renew
its commitment to protect planet earth.

Subitem-C: (R-92-1649) ADOPTED AS RESOLUTION R-279787

Commending the Building Owners & Managers Association
of San Diego County for their outstanding leadership in
promoting environmental awareness and values in the
business community and assuring that San Diego is an
"Earth Friendly" City in which to do business and live.

Subitem-D: (R-92-1650) ADOPTED AS RESOLUTION R-279788

Commending Pacific Bell Directory as outstanding
corporate citizens for offering a successful, proactive
telephone directory recycling project; also commending
the citizens of San Diego for their enthusiastic
participation.

Subitem-E: (R-92-1651) ADOPTED AS RESOLUTION R-279789

Commending Transwestern Publishing as outstanding
corporate citizens for offering a successful, proactive
telephone directory recycling project; also commending
the citizens of San Diego for their enthusiastic
participation.

Subitem-F: RECOGNIZED

Recognizing Michael Settoni and KNSD-TV for their
emphasis on environmental programs and related
community outreach activities.

City-wide.

Subitem-G: PRESENTED

In the matter of City Department presentations on
environmental related issues.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A390-514; B070-524.)

MOTION BY McCARTY TO ADOPT AND REFER HER MEMO TO THE MAYOR
AND COUNCIL, DATED APRIL 16, 1992 ON ENVIRONMENTAL ISSUES TO
THE CITY MANAGER TO COME BACK TO COUNCIL WITH NEW IDEAS FOR
"GREEN" JOBS IN AN EFFORT TO MAKE SAN DIEGO THE NATIONAL
HEADQUARTERS FOR "GREEN TECH". Second by Mayor O'Connor.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S401: RECOGNIZED

In the matter of recognizing Water Utilities staff for
their pro-active efforts to control raw sewage spills
into Mission Bay.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A121-243.)

BY COMMON CONSENT WATER UTILITIES STAFF WAS RECOGNIZED.

ITEM-S402: PRESENTED

Presentation to the Mayor and Council regarding the
1992-93 and 1993-94 budgets.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B537-D048.)

BY COMMON CONSENT PRESENTATION WAS MADE AND APPROVED.

ITEM-S403: REFERRED TO CITY MANAGER

Communication from David Smith, regarding his appeal of overcharges in the amount of \$4,500, and the issuance of Hillside Permits for Lots 5, 6, and 7 in the 2700 Block of State Street, San Diego, pursuant to Rule 5 of the Permanent Rules of the Council.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D054-105.)

MOTION BY McCARTY TO REFER TO THE CITY MANAGER AND DIRECT THE MANAGER TO RESPOND TO THE APPLICANT PRIOR TO APRIL 22, 1992. IF THE MANAGER IS NOT ABLE TO DO THAT PRIOR TO APRIL 22, 1992, THEN CONSIDERATION SHOULD BE GIVEN TO EXTENDING THE TIME PERIOD SO AS NOT TO HAVE THE PERMITS EXPIRE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts- yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S404:

Two actions relative to Parcel Map W. O. No. 119987, located northerly of Genesee Avenue and Eastgate Mall:

(University Community Area. District-1.)

Subitem-A: (R-92-1641) ADOPTED AS RESOLUTION R-279791

Approving Parcel Map W.O. No. 119987.

Subitem-B: (R-92-1642) ADOPTED AS RESOLUTION R-279792

Authorizing the execution of the Certificate of Ownership on Parcel Map W. O. No. 119987, consenting to the preparation and recordation of the map.

FILE LOCATION: SUBD-Eastgate Technology Park Unit 1, Div of Lot 3

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S405:

Two actions relative to Parcel Map W. O. No. 900450,
located northerly of Genesee Avenue and Eastgate Mall:

(University Community Area. District-1.)

Subitem-A: (R-92-1643) ADOPTED AS RESOLUTION R-279793

Approving Parcel Map W.O. No. 900450.

Subitem-B: (R-92-1644) ADOPTED AS RESOLUTION R-279794

Authorizing the execution of the Certificate of
Ownership on Parcel Map W. O. No. 900450, consenting to
the preparation and recordation of the map.

FILE LOCATION: SUBD-Eastgate Technology Park Unit No. 1, Div
of Lot 4

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S406: (R-92-1603) ADOPTED AS RESOLUTION R-279795

Authorizing the execution of a second amendment to the
agreement with Boyle Engineering Corporation to provide
additional environmental and engineering studies, for
the Nobel Drive Projects:

CIP-52-362.0, Nobel Drive - I-805 Interchange;
CIP-52-427.0, Nobel Drive - I-805 to Miramar Road;
CIP-52-360.0, Nobel Drive - Judicial Drive to I-805;
and CIP-52-354.0, Nobel Drive - Towne Centre Drive to
Judicial Drive;

Authorizing the City Auditor and Comptroller to
transfer an amount not to exceed \$275,000 from FBA Fund
No. 79001 to CIP-52-427, Nobel Drive - I-805 to Miramar
Road; authorizing the expenditure of an amount not to
exceed \$275,000 from CIP-52-427, Nobel Drive - I-805 to
Miramar Road, for the purpose of providing funds for
additional environmental study and design consulting.

(University Community Area. Districts-1 and 5.)

CITY MANAGER SUPPORTING INFORMATION: City Council previously approved a Professional Services Agreement and First Amendment with Boyle Engineering Corporation per Resolutions R-275049 and R-279149, respectively. This second amendment provides environmental studies, traffic analyses, and preliminary design for two additional alignments for the project as a result of discussions with the U.S. Fish and Wildlife Service and CalTrans that will be included in the environmental document (EIR/EIS). In addition, two related future projects which widen La Jolla Village Drive and Miramar Road from six to eight lanes, will also be studied in similar detail because of their cumulative environmental impacts. Through the use of subconsultants, MBE and WBE participation on this Second Amendment is 0 percent and 26 percent respectively.

Aud. Cert. 9200820.

FILE LOCATION: MEET CCONT FY92-1

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S407: (R-92-1610) ADOPTED AS RESOLUTION R-279796

Authorizing the payment of \$187,500 from the Police Department's decentralization budget to the County of San Diego to provide the county with funds to purchase video related equipment to enable a video arraignment process at the new City Jail; declaring that this \$187,500 payment constitutes a \$37,500 maximum payment in lieu of the required obligation through June 30, 1992, and a \$150,000 prepayment of the Fiscal 1992 quarterly payment terms required by the City/County ground lease and Memorandum of Understanding for the period ending June 30, 1993.

CITY MANAGER SUPPORTING INFORMATION: The present Memorandum of Understanding between the City of San Diego, the County of San Diego and the Regional Justice Facilities Financing Agency is being amended to reflect a change in payment schedule from quarterly to annually. The purpose of the Memorandum of Understanding was to assist in off-setting the costs that the

County will incur from arraigning and processing the individuals booked into the City jail. In keeping with this purpose, this payment will be used by the County of San Diego to purchase equipment necessary to make video arraignment of City jail prisoners successful when the jail opens on May 4, 1992. Approval of this request will allow a payment to be made to the County for the remainder of Fiscal Year 1992 and the annual payment for Fiscal Year 1993. A total of \$187,500 funded from Fiscal Year 1992 appropriations.

Aud. Cert. 9200806.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S408: (R-92-1514) CONTINUED TO MAY 26, 1992

Authorizing the execution of an agreement with Nolte and Associates to provide design services for the central segment of the Mission Valley Effluent Pipeline; authorizing the expenditure of an amount not to exceed \$548,200 from the Clean Water Program Fund 41509, CIP-40-910.0, Mission Valley Effluent Pipeline, to fund this agreement as follows:

\$209,540 from Fiscal Year 1992 appropriations

\$249,571 from Fiscal Year 1993 appropriations,
contingent on approval of the FY 1993 CIP budget

\$27,005 from Fiscal Year 1994 appropriations,
contingent on approval of the FY 1994 CIP budget

\$40,468 from Fiscal Year 1995 appropriations,
contingent on approval of the FY 1995 CIP budget

\$21,616 from Fiscal Year 1996 appropriations,
contingent on approval of the FY 1996 CIP budget.

Authorizing the City Manager to finance or refinance this project with tax exempt securities, if circumstances so warrant.

(Mission Valley Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: The Mission Valley Effluent Pipeline is an integral part of the Central Subsystem. The implementation schedule for the Central Subsystem is dictated by the Consent Decree negotiated with the EPA and the State, as well as the need for additional sewage capacity. This contract is for design services, Mitigated Negative Declaration (MND) assistance and project management of the Central portion of the pipeline. The Mission Valley Effluent Pipeline will convey effluent from the Santee, Mission Gorge and Mission Valley water reclamation plants to the San Diego River Outfall. This pipeline is 54 inches in diameter and approximately 34,000 feet long. The recommended pipeline route extends from the intersection of Fairmount and Twain Avenues; west along Twain Avenue to San Diego Mission Road; south on Rancho Mission Road; west along the southern edge of the San Diego Jack Murphy Stadium parking lot; at the southwest corner of the parking lot the route traverses west along Camino del Rio North and Camino de la Reina. At Avenida Del Rio, the route turns north to the Fashion Valley parking lot; west to Fashion Valley Road; north to Friars Road; west to the intersection of Napa Street where it connects to the proposed San Diego River Outfall. The contract is for design of 12,900 feet of the pipeline. The construction will start in mid-1994. Additional design services incorporating an investigation of a previously identified contaminated soil site along the pipeline alignment, located approximately at the intersection of Camino De La Reina and Mission Center Road is an optional task to be performed if necessary to finalize the pipeline design. This task is identified as Task 15 in exhibit A of the agreement for a contract amount of not to exceed \$37,316. The MBE/WBE goals for this agreement are 12 percent MBE and 3 percent WBE. The MBE/WBE participation for this agreement is 19.6 percent MBE and 6.3 percent WBE. With this agreement, approximately 23 local jobs could be provided.

Aud. Cert. 9200805.

WU-CWP-92-109.

FILE LOCATION:

COUNCIL ACTION: (Tape location: D339-369.)

MOTION BY McCARTY TO CONTINUE TO MAY 26, 1992 TO ALLOW COMMUNITY GROUPS TIME TO GET INVOLVED AND HAVE THEIR MEETING BEFORE COMING BACK TO COUNCIL. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S409: (R-92-1645) CONTINUED TO APRIL 27, 1992

Authorizing the City Manager to execute a first amendment to the Memorandum of Understanding with the City of Poway and the Poway Redevelopment Agency relating to construction of an east-west arterial (Scripps North Parkway-Alternate 8A).

(District-5.)

CITY MANAGER SUPPORTING INFORMATION: On December 11, 1990, that City approved an agreement with the City of Poway regarding construction of the highway known as Alternative 8A within the City of San Diego, by the City of Poway. It is anticipated that the City Council will, as a prior companion item to this action, approve a Vesting Tentative Map, VTM-88-0767 and Planned Residential Development Permit, PRD-88-0767 (Rancho La Cresta) which includes a portion of the Alternate 8A alignment included in the December 11, 1990 agreement. This amendment revises the original agreement as it pertains to the Rancho La Cresta property, to allow the City of San Diego to retain funds in the amount of \$1,050,000 that would have been paid to the City of Poway. The \$1,050,000 can only be used by the City of San Diego for constructing improvements to Scripps North Parkway, including but not limited to, the addition of the fifth and sixth lanes. This action does not authorize the construction but does provide funds for construction at such time as such construction may be authorized by a future Council action.

NOTE: See Item 212 on the regular docket of April 20, 1992 for a companion item.

FILE LOCATION:

COUNCIL ACTION: (Tape location: E592-620.)

MOTION BY BEHR TO CONTINUE TO APRIL 27, 1992 SO THE CITY ATTORNEY COULD PREPARE AN OPINION AS TO THE OBLIGATION ON THE PART OF THE CITY OF SAN DIEGO TO RETAIN \$1,050,000 THAT WOULD HAVE BEEN PAID TO THE CITY OF POWAY NOW TO BE USED FOR THE CONSTRUCTION TO SCRIPPS NORTH PARKWAY. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S410: (R-92-979) ADOPTED AS RESOLUTION R-279797

Awarding contracts for light duty vehicles - unlike replacements to Courtesy Chevrolet, El Cajon Ford, University Ford, C&M Chevrolet, and Tustin Dodge; authorizing the expenditure for both like and unlike replacement vehicles, not to exceed \$942,101.02, from Department Nos. 8201 and 8203, Fund Nos. 50031 and 50033, Object Account No. 6013, and Job Order Nos. 88072, 88082, and 88092 for providing funds for the project and related costs;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-B2776/92)

Aud. Cert. 9200816.

FILE LOCATION: CONT-Purchase-Courtesy Chevrolet, El Cajon Ford, University Ford, C&M Chevrolet, and Tustin Dodge CONT FY92-5

COUNCIL ACTION: (Tape location: F054-095)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S411: (R-92-978) ADOPTED AS RESOLUTION R-279798

Awarding contracts for light duty vehicles - like replacements to Courtesy Chevrolet, El Cajon Ford, University Ford, All American Chevrolet, C&M Chevrolet, Tustin Dodge, and City Chevrolet;

Authorizing the expenditure for both like and unlike replacement vehicles, not to exceed \$942,101.02, from Department Nos. 8201 and 8203, Fund Nos. 50031 and 50033, Object Account No. 6013, and Job Order Nos. 88072, and 88082 and 88092, for providing funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-2776/92)

Aud. Cert. 9200815.

FILE LOCATION: CONT-Purchase-Courtesy Chevrolet, El Cajon
Ford, University Ford, All American
Chevrolet, C&M Chevrolet, Tustin Dodge, and
City Chevrolet CONT FY92-5

COUNCIL ACTION: (Tape location: F054-095.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S412: (R-92-1665) ADOPTED AS RESOLUTION R-279799

Authorizing the City Manager to expend, at his
discretion, an additional \$20,000 or a total amount of
up to \$45,000 in Federally Seized and Forfeited Assets
Funds for the Gun Buy Back Program, whether or not any
donations or conditional gifts are received by the
program.

CITY MANAGER SUPPORTING INFORMATION: The City of San Diego's
Gun Buy-Back Program is intended to remove guns from the City by
purchasing them from citizens and then destroying the guns. As
initially approved by Council, this program was to be funded from
donated funds augmented, up to \$25,000, by federally seized and
forfeited assets funds. On April 6, 1992, the Council authorized
the expenditure of up to \$25,000 from seized assets whether or
not donations were received. This action will authorize the
expenditure of an additional \$20,000, a total of up to \$45,000,
for the Gun Buy-Back Program.

Aud. Cert. 9200836.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H074-084.)

MOTION BY STALLINGS TO ADOPT. Second by McCarty. Passed by
the following vote: Wolfsheimer-yea, Roberts-not present,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S413: (R-92-1658) ADOPTED AS RESOLUTION R-279800

Council confirmation of the following appointments and reappointments by the Mayor, to serve as members of the Historical Site Board, for terms ending March 1, 1994: (See memorandum from Mayor O'Connor dated 4/16/92 with resumes attached.)

Reappointments:

Patricia Schaelchlin

Ronald Kirkemo

Appointments:

Manuel Rodriguez (To replace Harry W. Evans, whose term has expired.)

Ione R. Stiegler (To replace Kathryn C. Willetts, whose term has expired.)

Appointing as Chairperson, Von-Marie May, a current Board member.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B554-567.)

MOTION BY ROBERTS TO ADOPT. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S414: (R-92-1660) ADOPTED AS RESOLUTION R-279801

Council confirmation of the following reappointments by the Mayor, to serve as members of the Land Development Advisory Board, for terms ending March 1, 1994:

(See memorandum from Mayor O'Connor dated 4/16/92.)
Carol L. Forrest (Civil Engineer specializing in soil engineering.)

Ure Kretowicz
(Building-Developer.)
Tim Graves
(Community Planning Group.)

Carol N. Landsman
(Community Planning Group.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B554-567.)

MOTION BY ROBERTS TO ADOPT. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S415: (R-92-1659) ADOPTED AS RESOLUTION R-279802

Council confirmation of the following appointments and reappointments by the Mayor to serve as members of the Planning Commission for terms expiring as indicated:

(See memorandum from Mayor O'Connor dated 4/16/92 with resume attached.)

Appointment:

Verna Quinn January 28, 1994
(To replace Thomas O. LaVault,
who has resigned)

Reappointment:

Scott Bernet January 28, 1996

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B554-567.)

MOTION BY ROBERTS TO ADOPT. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S416: (R-92-1661) ADOPTED AS RESOLUTION R-279803

Council confirmation of the appointment by the Mayor of Bob Russell to serve as a member of the San Diego County Water Authority Board, for a term ending January

28, 1998, replacing John M. Leach, whose term has expired.

(See memorandum from Mayor O'Connor dated April 16, 1992 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B554-567.)

MOTION BY ROBERTS TO ADOPT. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-nay, Stallings-yea, McCarty-nay, Filner-not present, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

ADJOURNMENT:

The meeting was adjourned by Chairperson Filner at 7:28 p.m. in honor of the memory of Dr. John J. Kimbrough and Vera Morrin.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: H535-550).